IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 471 OF 2006
IN
CRIMINAL APPLICATION NO. 2766 OF 2006

The State of Maharashtra ..Applicant
Vs.
Smt.Nitu Shyam Singh & 3 Ors. ..Respondents

Mrs.S.D. Shinde, APP for applicant.

CORAM: B.H. MARLAPALLE & R.S. MOHITE,JJ.

Date : February 27, 2007.

P.C.:

. Heard Mrs. Shinde, the learned APP. The State has filed Criminal Application No. 2766 of 2006 for leave to appeal under Section 378(3) of Cr.P.C. but belatedly and hence this application for condonation of delay.

. As per the office note, the delay caused is of 41 days. The affidavit of service has been filed by Shri Mohan Jadhav, PSI from Mahim Police Station. We are satisfied that the delay has been explained properly and the same deserves to be condoned.

. Hence the application is allowed and the delay of 41 days is hereby condoned.

(R.S. Mohite, J.) **(B.H. Marlapalle,J.)**